



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 4  
ATLANTA FEDERAL CENTER  
61 FORSYTH STREET  
ATLANTA, GEORGIA 30303-8960

**JUL 23 2009**

**URGENT LEGAL MATTER**  
**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Mr. Richard Krug  
Controller  
Ciba Specialty Chemicals  
P.O. Box 71  
Toms River, New Jersey 08754

Subj: Bill for Future Response Costs  
Ciba-Geigy Superfund Site, McIntosh, Alabama  
Site/Spill ID Numbers: A410 and 04B1  
CERCLA ID Number: ALD001221902  
Consent Decrees, Civil Action Numbers: 96-0571-CB-M (A410) and  
92-0742-AH-C (04B1)  
Payment of \$75,423.72

Dear Mr. Krug:

The purpose of this letter is to request payment of outstanding Future Response Costs incurred by the United States Environmental Protection Agency (EPA) at the Ciba-Geigy Superfund Site (the Site), located in McIntosh, Alabama, pursuant to Consent Decrees (CDs), Civil Action Numbers 96-0571-CB-M (A410) and 92-0742-AH (04B1). The total Future Response Costs incurred at the Site under the CDs are \$75,423.72. Your bill has been calculated as follows:

Site ID Numbers	Dates of Bill	Amounts
A410	3/28/2008 - 3/27/2009	\$24,486.62
04B1	3/28/2008 - 3/27/2009	\$50,937.10
<b>Total</b>		<b>\$75,423.72</b>

The itemized Superfund Cost Recovery Package Imaging and On-Line System (SCORPIOS) Reports are enclosed. An explanation for the Indirect Cost Overview is also enclosed.



Please note that there may be other costs incurred during this period which are not yet reflected in our financial systems for this billing. Therefore, additional costs may appear in future bills for this current billing period or costs may appear in this bill from a prior billing period.

As required by Section XVI, Paragraph 52 of each CD, please remit \$75,423.72 within thirty (30) days of receipt of this letter which EPA deems to be seven (7) calendar days from the date of this letter. The check shall be made payable to the EPA Hazardous Substances Superfund and should reference the Ciba-Geigy Superfund Site and the Site/Spill ID Numbers A410 and 04B1. Please mail your payment to:

U. S. Environmental Protection Agency  
Superfund Payments  
Cincinnati Finance Center  
P.O. Box 979076  
St. Louis, Missouri 63197-9000

A copy of the check should also be sent to Ms. Paula V. Painter at the address provided below:

U. S. Environmental Protection Agency  
Region 4  
Superfund Enforcement and Information Management Branch  
Superfund Division  
Sam Nunn Atlanta Federal Center  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303

At the time of payment, Settling Defendant shall also send notice that payment has been made to EPA by email to [acctsreceivable.CINWD@epa.gov](mailto:acctsreceivable.CINWD@epa.gov). Settling Defendant shall also provide a written notice of payment to United States Department of Justice in accordance with Section XXVII of Site/Spill ID Numbers 04B1 and Section XXVI of Site/Spill ID Numbers A410 of the CDs.

Should you wish to dispute all or part of this bill, you must notify EPA of such dispute in accordance with the dispute resolution provisions contained in Section XVI, Paragraph 54 and Section XIX of each CD. However, payment of all undisputed portions of this bill is due no later than thirty (30) days from your receipt of this letter pursuant to Section XVI, Paragraph 52 of each CD.

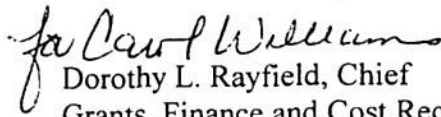
If payment of all, or the undisputed amounts of this bill is not made within thirty (30) days, interest on the unpaid amount shall begin to accrue from the date of the bill and continue to accrue through the date of payment, in accordance with Section XVI, Paragraph 55 of each CD. Furthermore, Section XX, Paragraph 70 of each CD states that stipulated penalties may be

assessed in the amount of \$1,000.00 per day for the 1<sup>st</sup> through the 29<sup>th</sup> day after payment was due, with additional penalties accruing thereafter through the date full payment is made.

If the payment amount identified in this letter is not paid within the time required under each CD, EPA may take further collection efforts, including the referral of this debt to the United States Department of Justice for enforcement and collection. The referral will seek payment of the amount due as provided in both CDs, plus accrued interest, stipulated penalties, and enforcement costs, including attorney's fees, as appropriate.

If there are any questions regarding this bill, please contact Charles L. King, Jr., Remedial Project Manager, at 404-562-8931, or Lisa Ellis, Associate Regional Counsel, at 404-562-9541. Please note, unless otherwise advised in writing by EPA, any communications with EPA will not relieve you of your obligation to make the required timely payment as provided in this letter.

Sincerely,



Dorothy L. Rayfield, Chief  
Grants, Finance and Cost Recovery Branch  
Office of Policy and Management

Enclosures:

1. SCORPIOS Reports (dated July 22, 2009)
2. Indirect Cost Overview - 65 Fed. Reg. 35339 (May 30, 2000)

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Narrative Cost Summary

CIBA-GEIGY/MCINTOSH PLT, MCINTOSH, AL SITE ID = A4 10

Costs from March 28, 2008 through March 27, 2009

1. The United States Environmental Protection Agency has incurred at least \$16,852.47 for Regional Payroll Costs.
2. The United States Environmental Protection Agency has incurred at least \$7,634.15 for Indirect Costs.

**Total Site Costs:**

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\$24,486.62

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## Itemized Cost Summary

CIBA-GEIGY/MCINTOSH PLT, MCINTOSH, AL SITE ID = A4 10

Costs from March 28, 2008 through March 27, 2009

REGIONAL PAYROLL COSTS .....	\$16,852.47
EPA INDIRECT COSTS .....	<u>\$7,634.15</u>
Total Site Costs:	<u><u>\$24,486.62</u></u>

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## Regional Payroll Costs

CIBA-GEIGY/MCINTOSH PLT, MCINTOSH, AL SITE ID = A4 10

Costs from March 28, 2008 through March 27, 2009

<u>Employee Name</u>	<u>Fiscal Year</u>	<u>Pay Period</u>	<u>Payroll Hours</u>	<u>Payroll Costs</u>
BROWN, PAMELA S.	2008	15	0.50	24.72
STATEN, PAMELA		16	10.25	506.84
FINANCIAL SPECIALIST		17	9.00	445.03
		18	1.50	74.17
		19	3.00	148.34
			<u>24.25</u>	<u>\$1,199.10</u>
CHAFFINS, RANDALL D.	2008	19	1.50	115.76
ENVIRONMENTAL ENGINEER			<u>1.50</u>	<u>\$115.76</u>
ELLIS, ELISABET M.	2008	17	2.50	168.91
ATTORNEY ADVISER		18	5.00	337.82
		19	3.50	236.47
		20	1.00	67.57
			<u>12.00</u>	<u>\$810.77</u>
HILL, FRANKLIN E.	2008	19	1.50	127.64
SUPERVISORY PROGRAM ANALYST			<u>1.50</u>	<u>\$127.64</u>
JACKSON, FELICIA G.	2008	20	0.50	20.32
COST RECOVERY SPECIALIST			<u>0.50</u>	<u>\$20.32</u>
KEEFER, DAVID W.	2008	19	3.00	173.41
ENVIRONMENTAL SCIENTIST			<u>3.00</u>	<u>\$173.41</u>
KING, CHARLES L., JR.	2008	13	1.00	64.60
ENVIRONMENTAL ENGINEER		14	2.00	126.98
		15	3.00	191.39
		16	4.00	255.20
		17	4.00	259.92
		18	6.00	382.78
		19	8.00	514.85
		20	17.00	1,104.66
		21	3.00	189.89

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## Regional Payroll Costs

CIBA-GEIGY/MCINTOSH PLT, MCINTOSH, AL SITE ID = A4 10

Costs from March 28, 2008 through March 27, 2009

<u>Employee Name</u>	<u>Fiscal Year</u>	<u>Pay Period</u>	<u>Payroll Hours</u>	<u>Payroll Costs</u>
KING, CHARLES L., JR.	2008	22	8.00	512.99
		23	2.00	128.02
		24	3.00	198.01
		25	24.00	1,531.12
		26	18.00	1,152.22
		27	4.00	264.27
	2009	01	5.00	316.04
		02	6.00	385.42
		03	38.00	2,391.81
		04	5.00	305.13
		05	17.00	1,052.91
		06	4.00	245.23
		08	2.00	132.49
		09	6.00	402.75
		10	2.00	133.89
		11	8.00	529.95
		12	3.00	198.42
			203.00	\$12,970.94
MONELL, CAROL J.	2008	19	3.00	244.30
WALSH, CAROL		26	1.00	83.65
ENVIRONMENTAL ENGINEER	2009	01	1.00	82.67
			5.00	\$410.62
PAINTER, PAULA V.	2008	21	0.25	10.51
BATCHELOR, PAULA V.				
ENVIRONMENTAL PROTECTION SPECIALIST			0.25	\$10.51
THOMS, SHARON	2008	18	0.50	27.93
LIFE SCIENTIST		19	2.25	129.26
		20	1.00	57.45
		25	6.50	373.41
	2009	03	3.50	201.08

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## Regional Payroll Costs

CIBA-GEIGY/MCINTOSH PLT, MCINTOSH, AL SITE ID = A4 10

Costs from March 28, 2008 through March 27, 2009

<u>Employee Name</u>	<u>Fiscal Year</u>	<u>Pay Period</u>	<u>Payroll Hours</u>	<u>Payroll Costs</u>
THOMS, SHARON	2009	12	3.75	224.27
			17.50	\$1,013.40
Total Regional Payroll Costs			268.50	\$16,852.47

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## EPA Indirect Costs

CIBA-GEIGY/MCINTOSH PLT, MCINTOSH, AL SITE ID = A4 10

Costs from March 28, 2008 through March 27, 2009

<u>Fiscal Year</u>	<u>Direct Costs</u>	<u>Indirect Rate( %)</u>	<u>Indirect Costs</u>
2008	10,250.41	45.30%	4,643.41
2009	6,602.06	45.30%	2,990.74
	<u>16,852.47</u>		
Total EPA Indirect Costs			<u>\$7,634.15</u>

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## EPA Indirect Costs

CIBA-GEIGY/MCINTOSH PLT, MCINTOSH, AL SITE ID = A4 10

Costs from March 28, 2008 through March 27, 2009

PAYROLL DIRECT COSTS

<u>Employee Name</u>	<u>Fiscal Year</u>	<u>Pay Period</u>	<u>Payroll Costs</u>	<u>Ind. Rate (%)</u>	<u>Indirect Costs</u>
BROWN, PAMELA S.	2008	15	24.72	45.30%	11.20
		16	506.84	45.30%	229.60
		17	445.03	45.30%	201.60
		18	74.17	45.30%	33.60
		19	148.34	45.30%	67.20
			<u>1,199.10</u>		<u>\$543.20</u>
CHAFFINS, RANDALL D.	2008	19	115.76	45.30%	52.44
			<u>115.76</u>		<u>\$52.44</u>
ELLIS, ELISABET M.	2008	17	168.91	45.30%	76.52
		18	337.82	45.30%	153.03
		19	236.47	45.30%	107.12
		20	67.57	45.30%	30.61
			<u>810.77</u>		<u>\$367.28</u>
HILL, FRANKLIN E.	2008	19	127.64	45.30%	57.82
			<u>127.64</u>		<u>\$57.82</u>
JACKSON, FELICIA G.	2008	20	20.32	45.30%	9.20
			<u>20.32</u>		<u>\$9.20</u>
KEEFER, DAVID W.	2008	19	173.41	45.30%	78.55
			<u>173.41</u>		<u>\$78.55</u>
KING, CHARLES L., JR.	2008	13	64.60	45.30%	29.26
		14	126.98	45.30%	57.52
		15	191.39	45.30%	86.70
		16	255.20	45.30%	115.61

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## EPA Indirect Costs

CIBA-GEIGY/MCINTOSH PLT, MCINTOSH, AL SITE ID = A4 10

Costs from March 28, 2008 through March 27, 2009

PAYROLL DIRECT COSTS

Employee Name	Fiscal Year	Pay Period	Payroll Costs	Ind. Rate (%)	Indirect Costs
KING, CHARLES L., JR.	2008	17	259.92	45.30%	117.74
		18	382.78	45.30%	173.40
		19	514.85	45.30%	233.23
		20	1,104.66	45.30%	500.41
		21	189.89	45.30%	86.02
		22	512.99	45.30%	232.38
		23	128.02	45.30%	57.99
		24	198.01	45.30%	89.70
		25	1,531.12	45.30%	693.60
		26	1,152.22	45.30%	521.96
		27	264.27	45.30%	119.71
			6,876.90		\$3,115.23
MONELL, CAROL J.	2008	19	244.30	45.30%	110.67
		26	83.65	45.30%	37.89
			327.95		\$148.56
PAINTER, PAULA V.	2008	21	10.51	45.30%	4.76
			10.51		\$4.76
THOMS, SHARON	2008	18	27.93	45.30%	12.65
		19	129.26	45.30%	58.55
		20	57.45	45.30%	26.02
		25	373.41	45.30%	169.15
			588.05		\$266.37
Total Fiscal Year 2008 Payroll Direct Costs:			10,250.41		\$4,643.41
Total Fiscal Year 2008:			10,250.41		\$4,643.41

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## EPA Indirect Costs

CIBA-GEIGY/MCINTOSH PLT, MCINTOSH, AL SITE ID = A4 10

Costs from March 28, 2008 through March 27, 2009

PAYROLL DIRECT COSTS

<u>Employee Name</u>	<u>Fiscal Year</u>	<u>Pay Period</u>	<u>Payroll Costs</u>	<u>Ind. Rate (%)</u>	<u>Indirect Costs</u>
KING, CHARLES L., JR.	2009	01	316.04	45.30%	143.17
		02	385.42	45.30%	174.60
		03	2,391.81	45.30%	1,083.49
		04	305.13	45.30%	138.22
		05	1,052.91	45.30%	476.97
		06	245.23	45.30%	111.09
		08	132.49	45.30%	60.02
		09	402.75	45.30%	182.45
		10	133.89	45.30%	60.65
		11	529.95	45.30%	240.07
		12	198.42	45.30%	89.88
			<u>6,094.04</u>		<u>\$2,760.61</u>
MONELL, CAROL J.	2009	01	82.67	45.30%	37.45
			<u>82.67</u>		<u>\$37.45</u>
THOMS, SHARON	2009	03	201.08	45.30%	91.09
		12	224.27	45.30%	101.59
			<u>425.35</u>		<u>\$192.68</u>
Total Fiscal Year 2009 Payroll Direct Costs:			<u>6,602.06</u>		<u>\$2,990.74</u>
Total Fiscal Year 2009:			<u>6,602.06</u>		<u>\$2,990.74</u>
Total EPA Indirect Costs					<u>\$7,634.15</u>

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CIBA GEIGY CORPORATION, MCINTOSH, AL SITE ID = 04 B1

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